

Commissioner for Patents
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/865,281	05/29/2001	Heinz Kohler	411.35629PC2

CONFIRMATION NO. 5172

020457
ANTONELLI TERRY STOUT AND KRAUS
SUITE 1800
1300 NORTH SEVENTEENTH STREET
ARLINGTON, VA 22209

FORMALITIES LETTER



OC00000009142416

Date Mailed: 11/21/2002

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE
DISCLOSURES**

Filing Date Granted

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



36D

HL BOX SEQUENCE

0360 # 10

411.35629PC2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: H. KOHLER
Application No.: 09/865,281
Filed: May 29, 2001
For: FUSION PROTEINS OF BIOLOGICALLY ACTIVE PEPTIDES AND ANTIBODIES
Art Unit: 1645
Examiner: Unknown

REPLY TO NOTICE TO COMPLY

ATTN: Initial Patent Examination Division
Commissioner for Patents
Washington, D.C. 20231

January 15, 2003

Sir:

A Notice to Comply with Requirements for Patent Applications Containing Nucleotide sequence and/or Amino Acid Sequence Disclosures was mailed on November 21, 2002, in the above-identified application. The Notice included an allegation that a copy of the Sequence Listing in computer readable form had not been submitted.

In response, Applicants respectfully submit that a computer-readable copy of the sequence listing was provided with Applicant's response of January 16, 2002, along with the required statements that the content of the sequence listing information in computer readable form is identical to the written sequence listing.

Withdrawal of the requirement set forth in the Notice to comply is therefore respectfully requested.

03/04/2003 MMARMOL 00000009 012135 09865281

01 FC:2254 720.00 CH

03/04/2003 MMARMOL 00000012 012135 09865281

01 FC:2254 725.00 CH

Void date: 03/04/2003 MMARMOL
03/04/2003 MMARMOL 00000009 012135 09865281
01 FC:2254 720.00 CR

In the event that the computer readable copy of the sequence listing has been misplaced by the U.S. Patent and Trademark Office, Applicants attach a duplicate of the computer readable copy of the sequence listing.

Statement under 37 C.F.R. 1.821(e)-(g)

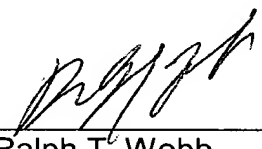
Applicant's representative submits the following Statement under 37 C.F.R. 1.821(e)-(g):

Applicant's undersigned representative hereby states that the content of the Sequence Listing of the above-captioned patent application, and the computer readable copy filed herewith on a computer disk are the same.

Kindly charge any additional fees due, or credit overpayment of fees, to Deposit Account No. 01-2135. (File No. 411.35629PC2).

Respectfully submitted,

ANTONELLI, TERRY, STOUT & KRAUS, LLP

By 
Ralph T. Webb
Reg. No. 33,047

Attachment: Copy - Notice to Comply with Requirements for Patent Applications
Floppy disk containing computer-readable copy of sequence listing

RTW/dlt

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